

AMENDED IN ASSEMBLY AUGUST 20, 2012

AMENDED IN ASSEMBLY JUNE 15, 2012

AMENDED IN SENATE JANUARY 11, 2012

AMENDED IN SENATE JANUARY 4, 2012

AMENDED IN SENATE APRIL 28, 2011

AMENDED IN SENATE APRIL 25, 2011

AMENDED IN SENATE APRIL 14, 2011

AMENDED IN SENATE MARCH 29, 2011

SENATE BILL

No. 447

Introduced by Senator DeSaulnier

February 16, 2011

An act to *amend, repeal, and add Section 11019.7 of, and to add Section ~~11019.11~~ 11019.75* to, the Government Code, relating to state agencies.

LEGISLATIVE COUNSEL'S DIGEST

SB 447, as amended, DeSaulnier. State agencies: communications: social security numbers.

Existing law prohibits a state agency, *as defined*, from sending any outgoing United States mail to an individual that contains personal information about that individual, including, among other things, the individual's social security number, unless that personal information is contained within sealed correspondence and cannot be viewed from the outside of that sealed correspondence.

This bill would, *on and after January 1, 2015*, prohibit a state agency, unless required by federal law, from sending any communication to any individual that contains ~~the full~~ *more than the last 4 digits of the* social security number of that individual, *as specified. The bill would also make conforming changes.*

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. Section 11019.7 of the Government Code is*
2 *amended to read:*

3 11019.7. (a) No state agency shall send any outgoing United
4 States mail to an individual that contains personal information
5 about that individual, including, but not limited to, the individual's
6 social security number, telephone number, driver's license number,
7 or credit card account number, unless that personal information is
8 contained within sealed correspondence and cannot be viewed
9 from the outside of that sealed correspondence.

10 (b) "Outgoing United States mail" for the purposes of this
11 section includes correspondence sent via a common carrier,
12 including, but not limited to, a package express service and a
13 courier service.

14 (c) Notwithstanding subdivision (a) of Section 11000, "state
15 agency" includes the California State University.

16 (d) *This section shall remain in effect only until January 1, 2015,*
17 *and as of that date is repealed, unless a later enacted statute, that*
18 *is enacted before January 1, 2015, deletes or extends that date.*

19 SEC. 2. *Section 11019.7 is added to the Health and Safety*
20 *Code, to read:*

21 11019.7. (a) No state agency shall send any outgoing United
22 States mail to an individual that contains personal information
23 about that individual, including, but not limited to, the individual's
24 social security number, telephone number, driver's license number,
25 or credit card account number, unless that personal information
26 is contained within sealed correspondence and cannot be viewed
27 from the outside of that sealed correspondence.

28 (b) "Outgoing United States mail" for the purposes of this
29 section includes correspondence sent via a common carrier,

1 *including, but not limited to, a package express service and a*
2 *courier service.*

3 *(c) Notwithstanding subdivision (a) of Section 11000, “state*
4 *agency” includes the California State University.*

5 *(d) For purposes of this section, “social security number” means*
6 *a full social security number, only when required by federal law,*
7 *or the last four digits of a social security number.*

8 *(e) This section shall become operative on January 1, 2015.*

9 **SECTION 1.**

10 *SEC. 3. Section ~~11019.11~~ 11019.75 is added to the Government*
11 *Code, to read:*

12 ~~11019.11.~~

13 *11019.75. (a) Unless required by federal law, a state agency*
14 *shall not send any communication to any individual that contains*
15 ~~*the full*~~ *more than the last four digits of the social security number*
16 *of that individual.*

17 *(b) With respect to a communication sent by mailing, this section*
18 *shall only apply to a mailing that is sent to a natural person.*

19 *(c) Notwithstanding subdivision (a) of Section 11000, for*
20 *purposes of this section, “state agency” includes the California*
21 *State University.*

22 *(d) This section shall become operative on January 1, 2015.*